

1 DANIEL L. WARSHAW (Bar No. 185365)

2 dvarshaw@pswlaw.com

3 BOBBY POUYA (Bar No. 245527)

4 bpouya@pswlaw.com

5 MATTHEW A. PEARSON (Bar No. 291484)

6 mapearson@pswlaw.com

7 **PEARSON, SIMON & WARSHAW, LLP**

8 15165 Ventura Boulevard, Suite 400

9 Sherman Oaks, California 91403

10 Telephone: (818) 788-8300

11 Facsimile: (818) 788-8104

12 Attorneys for Plaintiff James Eashoo,  
13 individually and on behalf of all others  
14 similarly situated

15 **UNITED STATES DISTRICT COURT**  
16 **CENTRAL DISTRICT OF CALIFORNIA**

17 JAMES EASHOO, individually and on  
18 behalf of all others similarly situated,

19 Plaintiff,

20 vs.

21 IOVATE HEALTH SCIENCES U.S.A,  
22 INC.,

23 Defendant.

CASE NO. 2:15-cv-01726-BRO-PJW

24 **STIPULATION FOR RELIEF**  
25 **FROM LOCAL RULE 23-3**

26 Assigned to the Honorable Beverly Reid  
27 O'Connell  
28

1 WHEREAS, Plaintiff James Eashoo (“Plaintiff”) filed the above-captioned  
2 class action lawsuit on March 10, 2015;

3 WHEREAS, Plaintiff served his Complaint on Defendant Iovate Health  
4 Sciences U.S.A., Inc. (“Defendant”) on March 11, 2015;

5 WHEREAS, Defendant accepted service by executing a Waiver of Service of  
6 Summons (Dkt. No. 13), which makes May 11, 2015 the deadline for Defendant to  
7 file a response to the Complaint;

8 WHEREAS, Local Rule 23-3 requires Plaintiff to file a Motion for Class  
9 Certification within 90 days after service of their Complaint, or June 11, 2015;

10 WHEREAS, the parties agree that good cause exists for relief from the  
11 requirements of Local Rule 23-3 so that the parties have sufficient time to resolve  
12 the pleadings, conduct discovery, and to investigate and prepare their positions  
13 regarding class certification;

14 IT IS HEREBY STIPULATED by and between the parties, through their  
15 respective counsel of record, as follows:

16 1. The parties are relieved from the requirements of Local Rule 23-3;  
17 2. The parties shall propose a schedule for the briefing and hearing on  
18 Plaintiff’s Motion for Class Certification in their Joint Rule 26(f) Report; and

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1           3.     The Court will address the briefing and hearing schedule for Plaintiff's  
2 Motion for Class Certification at the initial Scheduling Conference.

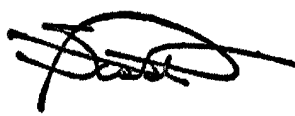
3  
4 DATED: March 24, 2015

**PEARSON, SIMON & WARSHAW, LLP**  
DANIEL L. WARSHAW  
BOBBY POUYA  
MATTHEW A. PEARSON

7  
8 By:   
9 DANIEL L. WARSHAW  
10 Attorneys for Plaintiff James Eashoo,  
11 individually and on behalf of all others  
12 similarly situated

13  
14 DATED: March 24, 2015

**NEWPORT TRIAL GROUP**  
SCOTT FERRELL

16  
17 By:   
18 SCOTT FERRELL  
19 Attorneys for Defendant Iovate Health Sciences  
20 U.S.A., Inc.

PEARSON, SIMON & WARSHAW, LLP  
15165 VENTURA BOULEVARD, SUITE 400  
SHERMAN OAKS, CALIFORNIA 91403